IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.1148 OF 2005
WITH
CIVIL APPLICATION NO.1419 OF 2005

Shri Madhukar R. Kokane & ors. ..Appellants.

V/s.

Shri Ravaji S. Kokane & Ors. ..Respondents.

Mr.Umesh Mankapure for R.V.More for appellants.

CORAM: A.M.KHANWILKAR,J

DATE : JANUARY 31, 2006.

P.C. :

1. Heard counsel for the appellants.

2. I see no reason to depart from the view expressed by the court below. Even it is assumed that the appellants have made out prima facie case that by itself is not sufficient to grant relief of temporary injunction as prayed, especially when the issues of balance of convenience and irreparable loss will have to be answered against the appellants. No interference is required, with such opinion expressed by the lower court which is consistent with the settled legal position. Hence, appeal as well as civil application dismissed.